

Dec 18, 2018

SEAN F. MCAVOY, CLERK

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON**

DORA S.,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

No. 1:18-CV-03081-MKD

**ORDER GRANTING
STIPULATED MOTION FOR
REMAND PURSUANT TO
SENTENCE FOUR OF 42 U.S.C. §
405(g)**

ECF Nos. 18, 22

BEFORE THE COURT is the parties' Stipulated Motion for Remand, ECF No. 22, of the above-captioned matter to the Commissioner for additional administrative proceeding pursuant to sentence four of 42 U.S.C. § 405(g). Attorney D. James Tree represents Plaintiff. Attorney Daphne Banay represents Defendant. The parties have consented to proceed before a magistrate judge. ECF No. 7. After considering the file and proposed order, **IT IS HEREBY ORDERED:**

1. The parties' Stipulated Motion for Remand, **ECF No. 22**, is **GRANTED**.
2. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceeding pursuant to sentence four of 42 U.S.C. § 405(g).

1 On remand the administrative law judge (ALJ) shall: reevaluate the severity
2 of Plaintiff's obesity and urinary impairments; consider Plaintiff's literacy and
3 ability to communicate in English; consider the opinion evidence; consider
4 Plaintiff's symptom claims; reevaluate Plaintiff's residual functional capacity;
5 reconsider, with the assistance of a vocational expert, the nature and requirements
6 of Plaintiff's past relevant work; and conduct a de novo hearing and issue a new
7 decision.

8 3. Judgment shall be entered for **PLAINTIFF**.

9 4. Plaintiff's Motion for Summary Judgment, **ECF No. 18**, is **STRICKEN**
10 **AS MOOT**.

11 5. Upon proper presentation, this Court will consider Plaintiff's application
12 for fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

13 The District Court Executive is directed to enter this Order, **enter judgment**,
14 and **CLOSE THE FILE**.

15 DATED December 18, 2018.

16 s/Mary K. Dimke
17 MARY K. DIMKE
18 UNITED STATES MAGISTRATE JUDGE
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